

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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SHIRLEY MILLER,

Plaintiff,

vs.

COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

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CASE NO. 1:17-cv-718

OPINION AND ORDER  
[Resolving Doc. [1](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On April 6, 2017, Plaintiff Shirley Miller filed a complaint seeking judicial review of the Defendant Commissioner of Social Security's decision to deny her application for Supplemental Security Income.<sup>1</sup> The Court referred the matter to Magistrate Judge David A. Ruiz.

On May 18, 2018, Magistrate Judge Ruiz issued a Report and Recommendation ("R&R") recommending that this Court affirm the Commissioner's final decision.<sup>2</sup> Objections to the R&R were due June 1, 2018, and Plaintiff Miller has filed no objections.

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of an R&R to which the parties have made an objection.<sup>3</sup> Failure to timely object waives a party's right to appeal the magistrate's report.<sup>4</sup> So, where a party does not object to the R&R, a district court may adopt it without review.<sup>5</sup>

Accordingly, in light of Plaintiff Miller's failure to object to the R&R in this case, the Court **ADOPTS** Magistrate Judge Ruiz's R&R, incorporates it as if fully restated herein, and **AFFIRMS** the

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<sup>1</sup> Doc. [1](#).

<sup>2</sup> Doc. [13](#).

<sup>3</sup> 28 U.S.C. § 636(b)(1)(C).

<sup>4</sup> *Thomas v. Arn*, 474 U.S. 140, 145 (1985); *United States v. Walters*, 638 F.2d 947, 949-50 (6th Cir. 1981).

<sup>5</sup> *See Thomas*, 474 U.S. at 149-50.

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Commissioner's final decision.

IT IS SO ORDERED.

Dated: June 8, 2018

s/ *James S. Gwin*  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE